IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

WRIT PETITION NO.1616 OF 2007

Sudesh A. Nalawade. ...Petitioner.
Vs.
Executive Engineer, North Mumbai
Division, P. W.D., Mumbai & Ors. ...Respondents.
....
Ms. Shubhangi Borade for the Petitioner.
Mr.Shekhar Ingavale, AGP for the State.
.....
CORAM : SWATANTER KUMAR, C.J. &
DR.D.Y.CHANDRACHUD, J.

October 29, 2007.

P.C. :

It is contended on behalf of the Petitioner that the Petitioner would be entitled to be considered for allotment of Government accommodation in terms of the circular dated 31st December 1984.

It is not disputed before us that the Petitioner was employed as a Constable and now promoted as P.S.I.

The circular of 31st December 1984 requires that on

retirement of a Government employee who was allotted Government quarters under the control of General Administration Department in Greater Bombay, one of his family members would be entitled to such consideration if he is in Government service through Public Service Commission or if he is in the Government service for a continuous period of three years. Counsel appearing for the Respondents states that the Competent Authority would consider the case of the Petitioner. Of course, one factor that the authorities would have to take into consideration, according to him, is that the Department of Police has a separate quota. In view of the statement made, nothing survives in the Petition and the same is disposed of. The Respondents will consider the case of the Petitioner, in accordance with law, if such a representation is made within four weeks from today.

CHIEF JUSTICE

Dr.D.Y. CHANDRACHUD, J.